

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

CASE NO.: 1:23-cv-22352-RNS

THE SMILEY COMPANY SPRL,

Plaintiff,

v.

THE INDIVIDUALS, PARTNERSHIPS AND  
UNINCORPORATED ASSOCIATIONS  
IDENTIFIED ON SCHEDULE “A,”

Defendants.

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**DECLARATION OF RICHARD GUERRA IN SUPPORT OF PLAINTIFF’S  
MOTION TO EXTEND *EX PARTE* TEMPORARY RESTRAINING ORDER**

I, Richard Guerra, declare and state as follows:

1. I am over 18 years of age and I have personal knowledge of the facts set forth herein. I make this declaration in support of Plaintiff’s Motion to Extend the Court’s Sealed Order Granting Application for Entry of Temporary Restraining Order [ECF No. 17] (the “TRO”). If called upon to do so, I could and would competently testify to the following facts set forth below.

2. I am counsel of record for Plaintiff, CreeLED, Inc. (“Plaintiff”).

3. On July 10, 2023, undersigned counsel provided copies of the TRO to counsel and/or representatives for the Third-Party Provider providing services to the Defendants identified in Schedule “A” to the Complaint (*i.e.*, Wish).

4. Third-Party Provider Wish has yet to respond. Indeed, it has been my experience in similar cases that it requires approximately two to three weeks for Third-Party Providers to process and restrain the accounts associated with the Defendants identified in Schedule “A” to the Complaint.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed the 18<sup>th</sup> day of July 2023, at Miami, Florida.

/Richard Guerra/

Richard Guerra